



Atty. Dkt. No. 082671-0179

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Cees A. van der Voort

Title: Lily Plant Named 'Conca D'or'

Appl. No.: 10/607,304

Filing Date: June 27, 2003

Examiner: Anne Marie GRUNBERG

Art Unit: 1661

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicant in order to comply with Applicant's duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicant does not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(c), before the mailing date of either a final action under 37 CFR §1.113, a notice of allowance under 37 CFR §1.311, or an action that otherwise closes prosecution in the application.

RELEVANCE OF EACH DOCUMENT

The relevance of the foreign documents (all Plant Breeder's Rights grants), including the Polish foreign-language document, is referred to under the heading, "Requirement for Information Under 37 C.F.R. § 1.105" on page 3 of the Amendment and Reply Under 37 C.F.R. § 1.111 filed concurrently herewith. An English translation of the Polish foreign-language document is not readily available. However, the absence of such translation does not relieve the PTO from its duty to consider the submitted foreign language document (37 CFR §1.98 and MPEP §609).

Applicant respectfully requests that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

FEE

The fee and certification requirements of 37 C.F.R. § 1.97 are waived for those documents submitted in reply to the Requirement for Information Under 37 C.F.R. § 1.105. Accordingly, no fee is required.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date September 7, 2004 By Richard (Peet)

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Substitute for form 1449B/PTO TRADEMARK OFFICE
**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

Date Submitted: September 7, 2004
(use as many sheets as necessary)

Sheet

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of

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Complete if Known

Application Number	10/607,304
Filing Date	6/27/2003
First Named Inventor	Cees A. van der Voort
Group Art Unit	1661
Examiner Name	Anne Marie GRUNBERG

Attorney Docket Number 082671-0179

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Documents	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Office ³	Number ⁴	Kind Code ⁵ (if known)				
	A1	Community Plant Variety Office (CPVO)	EU 8444		VLETTER & DEN HAAN BEHEER BV	11-05-2001		
	A2	New Zealand Plant Variety Rights Office	2003		VLETTER EN DEN HAAN BEHEER BV	09-02-2002		
	A3	Polish Plant Breeder's Rights	0 1895		VLETTER & DEN HAAN BEHEER B.V.	02-11-2004		
	A4	South African Registrar of Plant Breeder's Rights	ZA 20032848		VLETTER & DEN HAAN BEHEER B.V.	03-20-2003		
	A5	Australian Registrar of Plant Breeder's Rights	2425		VLETTER & DEN HAAN BEHEER B.V.	03-08-2004		

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ⁶

Examiner Signature

Date Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.